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**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

CHRISTINA FENNEL, individually and on  
behalf of all others similarly situated,

Plaintiff,

v.

NAVIENT SOLUTIONS, LLC, EXPERIAN  
INFORMATION SOLUTION, INC., AND  
EQUIFAX INFORMATION SERVICES,  
LLC,

Defendants.

Case No. 2:22-cv-01013-CDS-NJK

**ORDER TO  
EXTEND THE DEADLINES IN THE  
SCHEDULING ORDER**

**[Second Request]**

Christina Fennell ("Plaintiff") and Defendant Navient Solutions, LLC ("Navient")  
(collectively, the "Parties") hereby stipulate to extend the deadlines in the Scheduling Order entered  
December 12, 2022 (ECF 56) as stated in the Proposed Scheduling Order for the reasons explained

1 herein. In accordance with LR 26-3, this Stipulation and Order to Extend the Deadlines in the  
2 Scheduling Order ("Stipulation") has been brought in good faith, is the second request for an  
3 extension of time to the discovery deadlines, and is not intended to cause delay.

4  
5 **I. PROCEDURAL HISTORY AND**  
**STATEMENT OF DISCOVERY COMPLETED TO DATE**

6 1. On June 28, 2022, Plaintiff filed her Class Action Complaint. (ECF 1).

7 2. On August 18, 2022, Navient filed its Answer and Affirmative Defenses. (ECF 19).

8 Navient also filed its Motion to Compel Arbitration on August 18, 2022. (ECF 20, 22).

9  
10 3. On December 2, 2022, Plaintiff filed her First Amended Class Action Complaint  
11 ("Amended Class Action Complaint"), adding Experian Information Solution, Inc. ("Experian") and  
12 Equifax Information Services, LLC ("Equifax") as Defendants (ECF 50).

13 4. Navient's submitted its Response to Plaintiff's Amended Class Action Complaint is  
14 on December 16, 2022 (ECF 57).

15 5. Navient submitted a renewed Motion to Compel Arbitration (ECF 66) on January 6,  
16 2023 at the Court's direction following the filing of the Amended Class Action Complaint.

17 6. The Parties conducted their FRCP 26(f) conference and served their respective FRCP  
18 26(a) disclosures.

19  
20 7. Plaintiff served written Interrogatories and Requests for Production on October 11,  
21 2022.

22 8. Plaintiff noticed a 30(b)(6) deposition on October 26, 2022.

23 9. Navient served written Interrogatories and Requests for Production on November 8,  
24 2022.

25  
26 10. Navient served its written responses to Plaintiff's Interrogatories and Requests for  
27 Production on November 18, 2022.

11. Navient served its first production to Plaintiff's Request for Production on December 6, 2022, which included 33,306 pages of documents.

12. Plaintiff served her Responses to Navient's Request for Production on December 8, 2022.

13. Plaintiff served her first production to Navient's Request for Production on December 8, 2022, which included 1,027 pages of documents.

14. Plaintiff served amended Responses to Navient's Interrogatories and Navient's Request for Production on March 10, 2023.

15. Navient produced initial spreadsheets of borrower list information on March 17, 2023.

16. Navient took Plaintiff's deposition on March 28, 2023.

17. Navient served further productions of documents on April 11, 2023 and April 13, 2023, which included 12,720 pages of documents.

## 16 II. OUTSTANDING DISCOVERY

17 1. Navient's document production to Plaintiff's Requests for Production is currently  
18 being produced on a rolling basis;

19 2. A deposition of Navient's 30(b)(6) witness, currently scheduled for May 11, 2023.

20 3. Expert witness discovery; and

21 4. Evaluation of other discovery that may be needed after Plaintiff's deposition of  
22 Navient's 30(b)(6) witness.  
23

## 24 III. WHY THE REMAINING DISCOVERY WAS NOT COMPLETED WITHIN 25 THE TIME LIMITS SET BY THE DISCOVERY PLAN.

26 Good cause exists to warrant modification of the pending dates in the manner with the  
27 enclosed Proposed Scheduling Order. In support, the Parties state as follows:  
28

1. Plaintiff and Navient have been cooperating in discovery and have exchanged tens of thousands of documents and taken a fact deposition.

2. The deposition of Navient's 30(b)(6) witness is scheduled for May 11, 2023

3. Fact discovery is set to end on May 17, 2023 under the current Scheduling Order. Given the time required to analyze the voluminous quantity of documents produced and the potential for new discovery matters to be identified following the deposition of the Company's 30(b)(6) witness, the Parties require additional time to complete fact discovery in the case despite the exercise of diligence.

4. The Parties agree that, pending this Court's approval, extension of remaining deadlines is appropriate. As the deadline for fact discovery is approaching, the Parties have agreed to a discovery extension in order to ensure that meaningful discovery is conducted. This requested discovery extension will not move the deadline for dispositive motions or otherwise delay resolution of the matters in this case.

5. The Parties have acted in good faith to request this extension and have no intent, nor reason, to delay the resolution of this matter.

#### IV. PROPOSED SCHEDULING ORDER

For these reasons, the Parties respectfully request that the following deadlines be amended from the December 12, 2022 Scheduling Order, by extending each deadline as follows:

Event	Current Deadline	Proposed Deadline
Fact Discovery Cut-Off	May 17, 2023	July 14, 2023
Initial Experts	June 16, 2023	July 14, 2023
Rebuttal Experts	July 17, 2023	August 17, 2023
Expert Discovery Cut-Off	August 16, 2023	September 16, 2023
Motion for Class Certification	September 15, 2023	October 15, 2023
Response in Opposition to Motion for Class Certification	October 27, 2023	December 1, 2023
Reply In Support of Motion for Class Certification	November 17, 2023	December 22, 2023



Dispositive Motions	February 15, 2024	February 15, 2024
Joint Pretrial Order	March 15, 2024, 30 days after the resolution of dispositive motions, or further Court order	March 15, 2024, 30 days after the resolution of dispositive motions, or further Court order

**ORDER**

**IT IS SO ORDERED.**

  
UNITED STATES MAGISTRATE JUDGE

Dated: April 27, 2023

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